

1 MS. DUARTE: RIGHT. SO JUST TO LET YOU KNOW, YOUR  
2 HONOR, I BELIEVE IT IS STILL THE SAME BECAUSE I HAD DONE IT OUT  
3 TILL OCTOBER 10TH.

4 THE COURT: OKAY. NOW, MR. SUTCLIFFE, THIS IS DIRECTED  
5 TO YOU.

6 MR. SUTCLIFFE: YES, SIR.

7 THE COURT: I ASKED YOU TO TAKE INTO ACCOUNT THE FEW  
8 COMMENTS I MADE ABOUT THIS ISSUE OF SELF-REPRESENTATION BEFORE WE  
9 HAD THE LUNCH BREAK.

10 MR. SUTCLIFFE: UH-HUH.

11 THE COURT: THE LAW IS PRETTY CLEAR, AND I DID NOT  
12 FOLLOW IT, AT LEAST IN SOME RESPECTS, I DIDN'T FOLLOW IT  
13 LITERALLY, CONCERNING THE NOTICE THAT A JUDGE IS REQUIRED TO GIVE  
14 AN INDIVIDUAL ABOUT ACTING IN HIS OWN DEFENSE. I ALREADY TOLD YOU  
15 MANY TIMES, AND I DON'T THINK WE HAVE TO CONTINUALLY BELABOR THIS,  
16 THAT I REALIZE YOU NEVER SAID TO ME I WANT TO BE MY OWN LAWYER, SO  
17 PLEASE UNDERSTAND THAT I'M NOT SITTING HERE THINKING YOU  
18 AFFIRMATIVELY EXPRESSED IN WORDS A DESIRE TO GO WITHOUT A LAWYER.  
19 BUT I FOUND, FOR I THINK VERY AMPLE REASON, THAT YOUR  
20 CONDUCT AMOUNTED TO THAT CHOICE AND THAT YOU MADE THAT CHOICE FOR  
21 TACTICAL PURPOSES AND WILLINGLY.

22 HOWEVER, I ALSO THINK THAT THE PARAMOUNT OBLIGATION I  
23 HAVE IS TO FOLLOW THE LAW AND TO MAKE SURE THAT PEOPLE WHO COME TO  
24 TRIAL IN THIS COURT, NO MATTER WHAT KIND OF CASE, GET A FAIR  
25 TRIAL. SO I DO NOT INTEND TO HOLD YOU TO THAT FINDING OF WAIVER